THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.25904 of 2006

Date: 21.11.2007.

Between :
Dibbapalem Matsyakarula Mahila Sankshema
Sangham, Dibbaalem and another.

.....Petitioners

And

The Union of India & another.

.....Respondents.

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.25904 of 2006

ORDER : (Per Hon'ble Sri Bilal Nazki, ACJ)

This writ petition has been filed challenging the order of the Commissioner of Police and Additional District Magistrate, Visakhapatnam, dated 23.4.2006, allowing some of the respondents to carry out controlled blasting operations subject to certain conditions. This order made it clear that it would remain in force for one year from the date of the order. The order has been assailed on the ground that the Commissioner of Police and Additional District Magistrate had no jurisdiction to pass such an order.

Mr. E. Manohar, learned Senior Advocate appearing for the affected respondents submits that no such order was in fact needed, but, it was with an abundant caution that such an order was passed. Even otherwise, the order dated 23.4.2006, which is impugned in this writ petition has lived its life. Mr. E. Manohar had also submitted that this order had not been extended further.

The writ petition has become infructuous. However, if the petitioners have any grievance with respect to the blasting conducted by the respondents, they are at liberty to seek any remedy that may be available to them under law.

The writ petition is accordingly dismissed. No costs.

BILAL NAZKI,AC,J

Date: 21st November, 2007

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RAMESH RANGANATHAN,J

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